

Settlement Process

Korby Siggard
Property & Liability
Claims Manager
Utah Counties Insurance Pool

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Auto Injury

- Coverage
 - County Vehicle
- Liability
 - Police Report
 - Witness Statements
 - County Driver Statement
 - Scene Investigation

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PIP-Utah No Fault

- Medicals Submitted to own carrier
- PIP Exhausted/threshold
- Special damages
- General Damages
 - Pain & Suffering
 - Loss of Enjoyment of life
 - Loss of Consortium

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County-Proper Notice of Claim

- 63G-7-401. Claim for Injury
- (3)(a) Notice of claim:
 - (i) a brief statement of the fact;
 - (ii) the nature of claim asserted;
 - (iii) the damages incurred by the claimant
 - (iv) claim is pursued against governmental agency:
 - Directed and delivered to the county clerk/designee

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Settlement Demand

- Claimant or attorney prepares
 - Brief statement of facts
 - Medical Bills
 - Medical Reports
 - Lost Wages
 - Disability rating
 - Misc. Loss of enjoyment, etc.
 - Usually \$ damages demand

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Authority

- \$25,000
- Litigation Committee
 - E. Kent Sundberg, Utah County Deputy Attorney
 - David A. Blackwell, Emery County Attorney
 - David Wilson, Weber County Deputy Attorney
 - Brock Belnap, Washington County Attorney
 - Thomas Lowe, Wasatch County Attorney
 - Dale Eyre, Sevier County Attorney
 - Doug Hogan, Tooele County Attorney
- Board Authority

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Settlement

- Negotiations
 - Claims Manager V Attorney/Claimant
- Mediation
 - Mediator: non-binding
- Trial
 - Judgment

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Other Injury-Summary

- Other types of Injury
 - First Dollar Bodily Injury
 - Evidence of liability more difficult
 - Strict liability-Dogs
 - Attractive Nuisance-pools, trampoline, etc.

Questions?

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